

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	Case No. 09-00319-01-CR-W-FJG
v.)	
)	
LAMBERTO MEDEL-TAPIA,)	
)	
Defendant.)	

MEMORANDUM OF MATTERS DISCUSSED AND
ACTION TAKEN AT PRETRIAL CONFERENCE

PENDING CHARGE:

On October 20, 2009, the Grand Jury returned a one count indictment against defendants Lamberto Medel-Tapia and Clemente Raya¹. The indictment charges that between on or about March 1, 2009, and on or about October 14, 2009, defendants Medel-Tapia and Raya conspired to distribute one kilogram or more of heroin.

The following matters were discussed and action taken during the pretrial conference:

TRIAL COUNSEL:

Government: Catherine Connelly and Patrick Daley
Case Agent: DEA SA Kyle Beach
Defense: John Lozano

OUTSTANDING MOTIONS: None

TRIAL WITNESSES:

Government: 10 with stipulations
Defendant: 0 witnesses (may call Government witnesses); defendant may testify

TRIAL EXHIBITS:

Government: 4 exhibits
Defendant: 0 exhibits for defendant

All exhibits are to be marked individually and numerically with no letters or subparts.

¹Defendant Raya entered a guilty plea on March 23, 2010.

DEFENSES: General denial

POSSIBLE DISPOSITION:

(X) Definitely for trial; () Possibly for trial; () Likely a plea will be worked out

TRIAL TIME: 2 days

Government's case including jury selection: 1 ½ days

Defense case: 2 -2 ½ hours

STIPULATIONS: Exhibit #4: Lab Report; Stipulation as to the transfer and delivery of document but not the contents.

UNUSUAL QUESTIONS OF LAW: None

FILING DEADLINES:

Witness and Exhibit List

Government: Have been filed

Defense: To be filed by May 11, 2010

Counsel are requested to list witnesses in alphabetical order on their witness list.

Exhibit Index, Voir Dire, Jury Instructions: Noon, Wednesday, June 2, 2010

Please Note: Jury instructions must comply with Local Rule 51.1

Motion in Limine: Motions to be filed by May 21, 2010; Oppositions by May 28, 2010.

TRIAL SETTING: Criminal jury trial docket commencing June 7, 2010.

Please note: Government counsel requested second week of the docket. Defense counsel has no objection.

IT IS SO ORDERED.

/s/ Sarah W. Hays

SARAH W. HAYS

UNITED STATES MAGISTRATE JUDGE